#### State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

#### Owner(s) of Record:

BERTHA FISCHER; DEWEY FISCHER

S004608

2005, 2006, 2007

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

									P	lease Con	nplete and	Return 1	This Form	by JULY 1, 2
•	Contact:	D						Agent:					<b>4</b>	
58 HW	Y 26	.L, CA 952	245					Address:						
	o. 209-2	86-1378						Phone No.			5-/Z	<b>*</b> 1		
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irce Na	ime: FOF	EST CRE	EK End	Mo	kelu	mne k	?iver				st Use: 18			
inty:	Calavera	s							Name of	Diversion v	works:			
					,	4 E, MDB&N							007-	
A.	Water is	Used Un	<u>der</u> : Ripa	rian claim	Pre-	1914 claim	Cou	ırt Decree N	o.:	Other	(explain):			· ·
В.	Year of	First Use:	(Please p	rovide if m	issing in 1	the Division	of Rights of	database (ev	/rims))	850	<u> </u>			
c.	Rate of Gal	<u>Diversion</u> lons per m	: The rate ninute (gpn	of diversi	on of wate	er for each r Sallons per	nonth used day (gpd) _	and entere	d in the table	e below is eet per se	shown in cond (cfs)	units of:	(Me	asured
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
	2005 2006							0.67		0.67				0.6
	2007			+	<u> </u>	0.67	0.67		0.67	12/67	0.67	-	<del> </del>	0.6
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
	2005						10	10	40	40	2			160
	2006	+	<del></del>		<del> </del>	20	10	40	40	40	20	<b> </b>	+	180
E.	Irrigation			_	·	Ť		ersons serve		omestic _	4-6	[cla	<u>4_</u> :	
	Parcel N	umber(s)	of Place of	Use:										
F.	Change:	s in Metho	od of Dive	<u>rsion</u> – De	escribe an	ny changes i diversion, e	in your proj tc.)	ject since yo	ur previous	statement	was filed.		r 800	STATE
			me		<del></del>							\$ €	_=	
G.		nswer only		estions be	low which	are applica	able to your	r project.				爱	<del></del>	(1) <b>(2)</b> (2) (3) (4) (4) (4) (4) (4) (4) (4) (4) (4) (4
		Are you	now emplo	ying water	r conserva	ation efforts	? YES		2			oğ	PM 2:	्र <b>ेट्ट</b>
		Describe	any water	conserva	tion effort	s you have	initiated:					<u>- ed</u>	3	
	b.		e claiming amount o			servation un	der sectior	n 1011 of the	Water Cod	e for your	claimed p	re-1914 a	ppropriativ	/e right, ples
		Reductio	n in Divers	sions:	(AF/MC	G) Year		(	AF/MG) Ye	ar		(	AF/MG)	war kus
		_						· —— ,	•			,	•	, P.Y.
SUPP	L (4-08)					Page	1 of 2						1	4

			n in consumptive use	: _ (AF/MG) Year		(AF/MG) Year	- · <u></u>	_(AF/MG)	,
		I have da	ta to support the abo	ve surface water use red	ductions due to co	nservation efforts. Y	ES NO	<del></del>	
2.	Wa	ter quality a	and wastewater recla	mation	e de la companya de La companya de la co				
	a.	Are you r a degree	now or have you been which unreasonably	using reclaimed water affects such water for ot	from a wastewate ther beneficial use	r treatment facility, des? YES NO _	esalination facility o	r water pollute A <i>va i lak</i>	d by waste to
	<b>b.</b>	If you are appropria supply us	itive right under section	o the substitution of recl on 1010 of the Water Co	aimed water, des	alinated water or pollu amounts of reduced d	ited water in lieu of liversions and amo	a claimed pre unts of substitu	-1914 ute water
		Amount o	of reduced diversion:	(4=840) \		/ATRACE \/		(45840)	•
		Year		(AF/MG) Year	•	(AF/MG) Year	- · · · · · · · · · · · · · · · · · · ·	_ (AF/MG)	
		State the	type of substitute wa	ter supply:					
		Amount o	of substitute water sup	oply used:		(AE(AO) )/		(AE#40)	,
		rear I have da	ta to support the abov	(AF/MG) Year /e surface water use red	ductions due to th	(AF/MG) Year e use of a substitute v	water supply. YES	_(AF/MG) NO	·
3.	Cor		se of surface water an						
Ο.	001	•	•		4 - 1 - 4 - 4 - 4 - 4 - 4 - 4 - 4 - 4 -				
	a.	Are you n	ow using groundwate	er in lieu of surface wate	or? YES N	o <u>v</u> .			
	b.	Code, ple	ase show the amoun	o the substitution of grouts of groundwater used: _(AF/MG) Year /e surface water use rec					or the water
sou	ght in	the future.	,	document the water sav	5		er Water Code sect	ions 1010 and	1011 is
				t is true to the best of m				•	
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ITE	M	lf t	here is insufficient spa	ace for your answers, pl	lease use the spa	ce provided below or	add an attachment	sheet.	
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			GENE	RAL INFORMATION P	FRTAINING TO V	VATER RIGHTS IN C	ALIFORNIA		
		•		pai types of surface wat				e rights.	

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State of California, State Water Resources Control Board
Division of Water Rights, P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

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1999, 2000, 2001

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.
\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record:

ST-SUPPL (2-02

BERTHA FISCHER

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: STATEMENT NO.: S004608 **BERTHA FISCHER** CONTACT PHONE NO.: (209)286-1378 8958 HWY 26 FOR ONLINE REPORTING AT **MOKELUMNE HILL, CA 95245** www.waterrights.ca.gov USER NAME: S004608 PASSWORD: C14956 Source Name: FOREST CREEK MIDDLE FORK MOKELUMNE RIVER **Tributary To:** Year of First Use: Calaveras County: Parcel Number: Diversion Within: SW1/4 of NW1/4 Section 35, T04N, R14E, MB&M Pre 1914 right \_\_\_\_\_ Water is used under: Riparian claim Other (explain); B. Amount of Use - Enter the amount (or the approximate amount) of water used each month. Other Gallons Amounts below are: Acre-feet Total Nov Dec Feb Mar Annual Year Jan May June 1999 2000 2001 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. \_\_\_acres; Stockwatering 30 - 40 ; Domestic \_ Irrigation Other (specify). Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion E. dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water Are you now employing water conservation efforts? YES Describe any water conservation efforts you have initiated: If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved: Réductions in Diversions: Not Applicable (af/mg) (af/mg) yr\_ \_ (af/mg) yr\_ Reductions in consumptive use: \_\_ (af/mg) yr\_\_\_ \_\_ (af/mg) yr\_\_\_\_ I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_ NO \_\_\_

2.	Wa	ter quality and wastewa	iter reclamation				
	a.	Are you now or have you a degree which unrea	you been using reclaimed sonably affects such water	water from a wastewa er for other beneficial u	ater treatment facility, des	alination facility or wate	er polluted by waste
	b.	If credit toward use ur polluted water in lieu of and amounts of reclai	nder a claimed pre 1914 a of appropriated water is cl med water used:	ppropriative water righ aimed under section 1	010 of the Water Code, p	reclaimed water, desalii please show amounts o	nated water or f reduced diversions
		yr	(af/mg) yr		(af/mg) yr		(af/mg)
		I have data to support	(af/mg) yr the above surface water	use reductions due to	wastewater reclamation.	YES NO	
3.	Cor		water and groundwater				
	a.	Are you now using gro	oundwater in lieu of surfac	e water? YES	NO <u>X</u> .		
	b.	claimed under section	nder a claimed pre 1914 a 1011,5 of the Water Cod	e, please show the am	nounts of groundwater use	ed:	riated water is
		yr	the above surface water		(af/mg) yr		(af/mg)
		I have data to support	the above surface water	use reductions due to	conjunctive use efforts.	YES NO	
Ī	unde	rstand that it may be ne	ecessary to document the	water savings claimed	I in "F." above if credit und	der Water Code section	ns 1010 and 1011 is
		in the future.		•			
ı	decla	re that the information i	in this report is true to the	hest of my knowledge	and helief		
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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

ST-SUPPLA (2-02

## STATE, WATER RESOURCES CONTROL BOARD **DIVISION OF WATER RIGHTS**

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

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PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: BERTHA FISCHER, DEWEY FISCHER

BERTHA FISCHER 8958 HWY 26

MOKELUMNE HILL, CA 95245

STATEMENT NO 3 004 608

SOURCE: FOREST CREEK
TRIBUTARY TOT MIDDLE FORK MOKELUMNE-RIVER

COUNTY: CALAVERAS
DIVERSION

TELEPHONE NUMBER:

(209) 286-1378 YEAR OF FIRST USE: 1850

*	•			11		Pre			<del></del>	Other (e	xplain);	· · · · · · · · · · · · · · · · · · ·		
Year of	first us	se (Plea	se provid	le if missir	ng above)	185	0							
		<u>e</u> – Ente /as used		ount of wa	ter used ea	ach month.	If monthly	and annu	al use are	not know	n, check t	he months	s in	
WINCH	vale: w	ras useu	•	s below ar	e: Ga	allons		\cre-feet _	_	Other,_				
Year		Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
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-									omestic					
Other (s	specify es in M	ethod of	<u>Diversio</u> m, locațio	<u>n</u> – Descri	be any cha	anges in yo	ur project	since your		statement	was filed.	(New pu	mp,	
Other (s Change enlarge	specify es in M ed diver	ethod of	Diversio m, locatio	n – Descri	be any chasion, etc.)	anges in yo	ur project	since your	previous s	statement	was filed.	(New pu	mp,	· · · · · · · · · · · · · · · · · · ·
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Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_\_NO \_\_\_\_\_\_

SUP-STATE (12-98)

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#### STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used: \_ (af/mg) 19\_ \_\_ (af/mg) 19\_\_\_ Conjunctive use of surface water and groundwater \_\_ NO\_<u>}</u> a. Are you now using groundwater in lieu of surface water? YES \_\_\_ If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used: \_ (af/mg) 19\_ \_ (af/mg) 19\_ (af/mg) I declare that the information in this report is true to the best of my knowledge and belief. California SIGNATURE: PRINTED NAME: (middle init.) **COMPANY NAME:** If there is insufficient space for your answers, please use the space provided below. ITEM CONTINUATION

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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SUP-STATE (12-98)

## PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

## STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S004608
OWNER OF RECORD: BERTHA FISCHER

BERTHA FISCHER 8958 HWY 26 MOKELUMNE HILL, CA 95245

SOURCE: FOREST CREEK

TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER COUNTY: CALAVERAS

DIVERSION

WITHIN: SW% OF NW% SECTION 35, T4N, R14E, MDB&M.

TELEPHONE NUMBER:

(209) 286-1378

YEAR OF FIRST USE: 1850

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

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PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

WR 40-1 (1/95) FOR0127R3

# STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000 Sacramento, CA 95812-2000

## STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

STATEMENT NO. $S \subset$	004608	,	i
DIVERSION SITE:	B ~~~ 10	S	FISCHER
OWNER'S NAME	(FIRST)	(MIDDLE)	(LAST)
PARCEL NO	(FIRST)		,,
PLACE OF USE: OWNER'S NAME	SAME		
ONNER D NIE	(PIRST)	(WIDDLE)	(LAST)
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2. PARCEL NO	I <u>.</u>		
3. PARCEL NO		-	=
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			\ (LAST)
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## STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

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## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California, riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on their riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

CONTINUATION

"Water Rights for Stockponds Constructed Prior to 1969" "Appropriation of Water in California"

### STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000

SUPPLEMENTAL STATEMENT OF WAJER DIVERSION AND USE OF SHEET WAS S STATEMENT NO: 004608 DIVERTER OF RECORD: DEWEY & BERTHA FISCHER 8958 HWY 26 MOKELUMNE HILL, CA 95245. TELEPHONE NUMBER: (209) 286-1378 IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT. SOURCE: FOREST CREEK TRIBUTARY TO: MIDDLE FORK MOKELUMNE RIVER COUNTY: CALAVERAS DIVERSION WITHIN: SW1/4 OF NW1/4 SECTION 35, TO4N, R14E, MDB&M. INSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you replaced all or part of your reg@lar water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.) 1992. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not ☐ Gallons Amounts known, check the months in which water was used. (other) Total Jan. Feb. Mar Apr. May June July Aug. Sept. Oct. Nov Dec. Annual K ٧ 1989 × Ą ./ 1990 1991 B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation \_\_ arnes excess water returned to creek Stockwatering \_ Domestic \_ Other (specify) Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of C. diversion, etc.) None If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

, 19 , at DATED: Mrs. Bertha Fischer

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

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"Appropriation of Water in California"

## STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RESOURCES CONTROL BOARD

DIVISION OF W/TER RIGHTS
STATEMENT OF WATER DIVERSION AND USE

S4608

This statement should be typewritten or legibly written in ink.

Name of person	diverting water	r Den	ey J	& Ber	tha S.	Fischer	h.
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Name of body o	t water at poi	nt of diversio	n. All	32 C/S	<b>3.K.</b> //(1)	<u> </u>	M. C. L. L. D. MIL. S.
Tributary to	MION	Column .	ne	1	######################################		
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